

**MINUTES OF THE
SOCIAL SERVICES APPROPRIATIONS
SUBCOMMITTEE**

Friday, February 10, 2017 • 7:59 am • 30 House Building

Members Present:

Sen. Allen M. Christensen, Senate Chair
Rep. Paul Ray, House Chair
Rep. Raymond P. Ward, House Vice Chair
Sen. Luz Escamilla
Sen. Daniel Hemmert
President Wayne L. Niederhauser
Sen. Brian E. Shiozawa
Sen. Kevin T. Van Tassell
Sen. Todd Weiler
Rep. Carl R. Albrecht
Rep. Rebecca Chavez-Houck

Rep. Rebecca P. Edwards
Rep. Sandra Hollins
Rep. Michael S. Kennedy
Rep. Edward H. Redd
Rep. Christine F. Watkins

Staff Present:

Mr. Hector R. Zumaeta Santiago, Staff Economist
Mr. Russell T. Frandsen, Fiscal Analyst
Ms. Clare Tobin Lence, Fiscal Analyst
Ms. Tonya Hadley, Committee Secretary
Ms. Paula Morgan, Committee Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at le.utah.gov.

1. Call to Order

Chair Ray called the meeting to order at 8:29 a.m.

3. Unfinished Items from the Previous Agenda

None

4. Public Input on Topics on Today's Agenda

Ms. Sarah Bauman, Development Director, First Step House, spoke in support of #AX - Addiction Treatment for TANF Eligible Individuals.

Sen. Christensen clarified TANF funding.

Mr. Austin Davis, Associate Director, First Step House, spoke to the issue.

5. FY 2017 and FY 2018 Budget Discussions, Prioritizing, and Voting

Chair Ray explained the procedures for voting.

Rep. Redd asked for permission to have agencies provide input.

Mr. Russell Frandsen, Fiscal Analyst, explained the priority lists for state funds and how he

would update the electronic version as motions are made by members. Chair Ray clarified.

MOTION: Rep. Ward moved to approve the following intent language: The Legislature intends that the Department of Human Services provide to the Office of the Legislative Fiscal Analyst no later than October 15, 2017 the following information for youth that are court-involved or at risk of court involvement, to assess the impact of juvenile justice reform efforts on the Division of Child and Family Services: 1) the number of youth placed in each type of out-of-home setting, 2) the average length of out-of-home stay by setting, 3) the reasons for out-of-home placement, 4) the daily cost of each type of out-of-home setting, 5) the number of youth receiving services in the community, 6) the average length of community service provision, 7) a list of support services delivered in the community, including frequency of use and costs of each service, and 8) remaining barriers to implementing the reforms. The motion passed with a vote of 15-0-1.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Weiler T, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C

Absent or not voting was:

Albrecht C

MOTION: Sen. Christensen moved: It is the intent of the Legislature that the Medicaid ACOs report to the Executive Appropriations Committee in May 2017 on their current efforts and future plans to convert their payments to direct care providers to value-based payment arrangements. It is also the intent of the Legislature that the Department of Health work with the Medicaid ACOs to prepare a proposal for modifying the Utah Medicaid ACO structure effective January 1, 2019 to qualify as an "Other Payer Advanced Alternative Payment Model" under federal MACRA standards. The motion passed with a vote of 15-0-1.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Weiler T, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C

Absent or not voting was:

Albrecht C

MOTION: Sen. Christensen moved to use the following motions from the sheet entitled "Social Services Subcommittee - Motions for Subcommittee Consideration" dated 1/20/2017 10:10 AM: #2O, 2P, 2Q, 2R, 2S, 2T, 2U, 2V for the following purpose – Traumatic Brain Injury Fund. The motion passed with a vote of 14-0-2.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Shiozawa B, Van Tassell K, Weiler T, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C
Absent or not voting were:
Niederhauser W, Albrecht C

MOTION: Sen. Christensen moved to approve the blue Building Block Prioritized List Ongoing State Funds - Chair Proposal dated 2/9/2017 and the cherry Building Block Prioritized List One-time State Funds - Chair Proposal dated 2/9/2017 as the starting recommendations from the Social Services Appropriations Subcommittee. Final recommendations will be based on the sum of all motions passed subsequent to this motion. The motion passed with a vote of 16-0-0. Voting in the affirmative were:
Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C

2. Approval of Minutes

MOTION: Sen. Christensen moved to accept and approve the minutes of January 25, 2017 and January 27, 2017. The motion passed with a vote of 16-0-0. Voting in the affirmative were:
Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C

5. FY 2017 and FY 2018 Budget Discussions, Prioritizing, and Voting (continued)

Chair Ray and Sen. Christensen offered further guidance and explanation of the procedure to be followed for voting.

MOTION: Rep. Redd moved to move #F on page 4 of the blue ongoing sheet to the cherry one-time sheet at #15 (above #AR) for \$600,000. The motion passed with a vote of 15-0-1. Voting in the affirmative were:
Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Shiozawa B, Van Tassell K, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C
Absent or not voting was:
Niederhauser W

MOTION: Sen. Shiozawa motioned to reduce #AR from the cherry one-time sheet from \$4

million to \$3.25 million, reduce #AZ from \$1 million to \$500,000, and move #AW to the bottom of the list. No vote was taken.

Rep. Schultz addressed the question of pay for success and his request for \$10 million.

Rep. Redd asked if the \$10 million for the pay for success program is scalable and Rep. Schultz clarified.

Ms. Kathy Bounous, General Counsel, Department of Workforce Services, clarified information about the Rep. Schultz bill.

Rep. Edwards shared her concern about the level of \$12/hour pay as a measure of success. Rep. Schultz offered clarification on the issue and Chair Ray shared his own experience.

Sen. Shiozawa commented on the issue of reducing funds and whether all items on the cherry sheet could be funded.

Sen. Christensen spoke to the issue.

Pres. Niederhauser questioned why pay for success item had been put where it was on the Chairs' list. Chair Ray responded.

Sen. Weiler commented on the issue as relating to his family.

Rep. Kennedy asked about flexibility of the funds to move the program forward and asked for the rock bottom amount they could use as funding. Rep. Schultz commented further.

Rep. Redd asked how far we could take the cost down to make it work. Rep. Schultz responded.

Chair Ray requested Ms. Bounous to comment on another item. Ms. Bounous stated that didn't belong in their department. Rep. Edwards clarified.

SUBSTITUTE MOTION: Sen. Christensen presented a substitute motion to move #AW to right below #AR, reduce #AR from \$4 million to \$3.25 million, and reduce #AZ to from \$1 million to \$500,000. The motion failed with a vote of 7-9-0.

Voting in the affirmative were:

Christensen A, Ray P, Van Tassell K, Albrecht C, Hollins S, Kennedy M, Redd E

Voting in the negative were:

Ward R, Escamilla L, Hemmert D, Niederhauser W, Shiozawa B, Weiler T,
Chavez-Houck R, Edwards R, Watkins C

SUBSTITUTE MOTION: Rep. Ward made a substitute motion to move #AW below #BC on the one- time list. The motion failed with a vote of 5-12-0.

Voting in the affirmative were:

Christensen A, Ward R, Van Tassell K, Redd E

Voting in the negative were:

Escamilla L, Hemmert D, Niederhauser W, Shiozawa B, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Watkins C, Ray P.

Rep. Ward gave an explanation of why he gave the substitute motion and Sen. Shiozawa commented.

MOTION: Sen. Shiozawa motioned to reduce #AR from \$4 million to \$3.25 million, reduce #AZ from \$1 million to \$500,000, and move #AW to the bottom of the list. The motion passed with a vote of 9-7-0.

Voting in the affirmative were:

Ward R, Escamilla L, Hemmert D, Shiozawa B, Van Tassell K, Chavez-Houck R, Edwards R, Hollins S, Watkins C

Voting in the negative were:

Christensen A, Ray P, Niederhauser W, Weiler T, Albrecht C, Kennedy M, Redd E

Rep. Redd requested clarification on Sen. Shiozawa's motion and the final vote. Chair Ray clarified for him.

MOTION: Sen. Escamilla motioned to move #E above #C Ongoing list. No vote was taken.

Sen. Christensen commented on the move.

SUBSTITUTE MOTION: Sen. Shiozawa made a substitute motion to change funding on item #T from the ongoing list and move \$2.7 million on to the one-time list below #AW and move #E above #C on the ongoing list. The motion was withdrawn.

Rep. Redd commented on the needs and stated that he is ok with the motion.

Sen. Weiler clarified information on the funding along with Mr. Frandsen and Ms. Clare Tobin Lence, Fiscal Analyst. Sen. Shiozawa gave an explanation and withdrew the substitute motion.

MOTION: Sen. Escamilla motioned to move # E above #C on the ongoing prioritized list. The motion failed with a vote of 11-5-0.

Voting in the affirmative were:

Ward R, Escamilla L, Hemmert D, Shiozawa B, Albrecht C, Chavez-Houck R,

Edwards R, Hollins S, Kennedy M, Redd E, Watkins C
Voting in the negative were:
Christensen A, Ray P, Niederhauser W, Van Tassell K, Weiler T

MOTION: Sen. Christensen moved to draw the line on the one-time list below #BJ and use \$13,042,400 to fund items on the ongoing sheet with those one-time funds. No vote was taken.

Rep. Ward asked for clarification on the motion. Chair Ray clarified along with Sen. Christensen, who stated that this is a reallocation of funds.

Rep. Redd offered his support for the motion.

SUBSTITUTE MOTION: Sen. Christensen moved to remove \$13,042,400 from the one-time prioritized list to fund items #A, #B, and part of #K internally on the ongoing funds list. The motion passed with a vote of 10-6-0.

Voting in the affirmative were:
Christensen A, Ray P, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Albrecht C, Kennedy M, Redd E, Watkins C
Voting in the negative were:
Ward R, Escamilla L, Weiler T, Chavez-Houck R, Edwards R, Hollins S

Rep. Ward spoke against the motion. Chair Ray responded.

Sen. Van Tassell spoke in support of the motion.

MOTION: Sen. Weiler moved to reduce #AH on the ongoing list to \$250,000 and take the remaining \$400,000 and move it on to the one-time prioritized list above #AX. The motion passed with a vote of 12-4-0.

Voting in the affirmative were:
Christensen A, Ray P, Ward R, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Weiler T, Albrecht C, Edwards R, Kennedy M, Watkins C
Voting in the negative were:
Escamilla L, Chavez-Houck R, Hollins S, Redd E

Pres. Neiderhauser spoke in support of the motion.

MOTION: Rep. Edwards moved to place #AR at the top of the one-time prioritized list. The motion failed with a vote of 10-6-0.

Voting in the affirmative were:
Escamilla L, Shiozawa B, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C

Voting in the negative were:

Christensen A, Ray P, Ward R, Hemmert D, Niederhauser W, Van Tassell K

Rep. Edwards clarified her intent for the motion.

Pres. Niederhauser had questions on the amounts involved in the motion.

Mr. Hector Zumaeta Santiago, Fiscal Analyst, gave information on the allocation. There was further discussion among committee members.

Mr. Frandsen clarified the position and amounts prioritized.

MOTION: Rep. Redd motioned to move #AP from the ongoing list to the one-time list above #AR and reduce one-time item #BE by \$150,000. The motion passed with a vote of 14-0-2.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Weiler T, Albrecht C, Chavez-Houck R, Hollins S, Kennedy M, Redd E, Watkins C

Absent or not voting were:

Escamilla L, Edwards R

Sen. Van Tassell requested clarification.

Pres. Niederhauser clarified along with Mr. Frandsen.

MOTION: Rep. Ward motioned to move from #C from the ongoing list to one-time funding list below #AH. The motion passed with a vote of 14-1-1.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Weiler T, Albrecht C, Chavez-Houck R, Hollins S, Kennedy M, Redd E, Watkins C

Voting in the negative was:

Escamilla L

Absent or not voting was:

Edwards R

SUBSTITUTE MOTION: Sen. Escamilla made a substitute motion to move on the ongoing list #E after #I. The motion passed with a vote of 15-0-1.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Niederhauser W, Van Tassell K, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S,

Kennedy M, Redd E, Watkins C
Absent or not voting was:
Shiozawa B

MOTION: Sen. Christensen spoke in support of the motion.

Dr. Joseph Miner, Executive Director, Department of Health, clarified the concern and shared information on what the funding would cover.

Rep. Ward supported the motion.

MOTION: Sen. Weiler motioned to move #AG, #AL, and #U above #S on the ongoing list in following new order #AL, #AG, and #U. The motion passed with a vote of 16-0-0.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Niederhauser W,
Shiozawa B, Van Tassell K, Weiler T, Albrecht C, Chavez-Houck R, Edwards R,
Hollins S, Kennedy M, Redd E, Watkins C

Sen. Christensen raised an issue that DSPD and DOH had.

Pres. Niderhauser clarified and added. Sen. Weiler concurred.

Rep. Edwards shared concern about the motion.

MOTION: Rep. Albrecht motioned to move to item #BD and #BG on the one-time list, above #AH. The motion failed with a vote of 4-11-1.

Voting in the affirmative were:

Ray P, Weiler T, Albrecht C, Redd E

Voting in the negative were:

Christensen A, Ward R, Escamilla L, Hemmert D, Shiozawa B, Van Tassell K,
Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Watkins C

Absent or not voting was:

Niederhauser W

MOTION: Rep. Redd motioned to move #Q ongoing to the one-time list above #AS. The motion passed with a vote of 15-0-1.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Shiozawa B, Van
Tassell K, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S,
Kennedy M, Redd E, Watkins C

Absent or not voting was:

Niederhauser W

MOTION: Rep. Edwards motioned to move to #AM on the one-time list to under #D on the ongoing list. The motion failed with a vote of 4-11-1.

Voting in the affirmative were:

Ward R, Edwards R, Redd E, Weiler T

Voting in the negative were:

Christensen A, Ray P, Escamilla L, Hemmert D, Shiozawa B, Van Tassell K, Albrecht C, Chavez-Houck R, Hollins S, Kennedy M, Watkins C

Absent or not voting was:

Niederhauser W

MOTION: Rep. Edwards motioned to move to #AR on the one-time list to above #BE. The motion passed with a vote of 8-7-1.

Voting in the affirmative were:

Ward R, Escamilla L, Shiozawa B, Weiler T, Chavez-Houck R, Edwards R, Hollins S, Watkins C

Voting in the negative were:

Christensen A, Ray P, Hemmert D, Van Tassell K, Albrecht C, Kennedy M, Redd E

Absent or not voting was:

Niederhauser W

MOTION: Rep. Ward moved to reduce #E from the ongoing sheet by \$1.6 million and move to the one-time list above #AH. There was some clarification. No vote was taken.

SUBSTITUTE MOTION: Sen. Christensen made a substitute motion to move #E to the one-time list below #F. The motion failed with a vote of 10-6-0.

Voting in the affirmative were:

Christensen A, Ray P, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Albrecht C, Kennedy M, Redd E, Watkins C

Voting in the negative were:

Ward R, Escamilla L, Weiler T, Chavez-Houck R, Edwards R, Hollins S, Watkins, C.

MOTION: Rep. Ward moved to reduce \$1.6 million off #E to one-time above #AH. The motion failed with a vote of 10-6-0.

Voting in the affirmative were:

Shiozawa B, Albrecht C, Kennedy M, Redd E, Watkins C, Ward R, Escamilla L, Chavez-Houck R, Edwards R, Hollins S

Voting in the negative were:

Christensen A, Van Tassell K, Ray P, Hemmert D, Weiler T, Niederhauser W

MOTION: Rep. Edwards motioned to move item #G on the ongoing list to below #U on the ongoing list. No vote was taken.

MOTION: Sen. Christensen moved to accept, as amended, the Prioritized Ongoing State Funding list and The Prioritized One-time State Funding list. The motion passed with a vote of 14-2-0.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Albrecht C, Chavez-Houck R, Hollins S, Kennedy M, Redd E, Watkins C

Voting in the negative were:

Weiler T, Edwards R

MOTION: Sen. Escamilla moved to approve intent language that provides up to \$939,000 excess TANF funds one-time for domestic violence local shelters and requires DWS to report the outcome to the Office of the Legislative Fiscal Analyst no later than September 1, 2017. The motion passed with a vote of 16-0-0.

Voting in the affirmative were:

Christensen A, Ray P, Ward R, Escamilla L, Hemmert D, Niederhauser W, Shiozawa B, Van Tassell K, Weiler T, Albrecht C, Chavez-Houck R, Edwards R, Hollins S, Kennedy M, Redd E, Watkins C

6. Other Business

MOTION: Sen. Christensen moved to adjourn.

Chair Ray adjourned the meeting at 10:58 a.m.

Sen. Allen Christensen

Rep. Paul Ray